

BILL NO. R-96-11 - 20

CONFIRMING RESOLUTION NO. R-79-96

**A CONFIRMING RESOLUTION designating an
"Economic Revitalization Area" under I.C. 6-1.1-12.1
for property commonly known as 3011 Congressional
Parkway, Fort Wayne, Indiana 46808 (Ottenweller
Company, Inc.)**

WHEREAS, Common Council has previously designated and declared by Declaratory Resolution the following described property as an "Economic Revitalization Area" under Section 153.02 of the Municipal Code of the City of Fort Wayne, Indiana, of 1993, as amended and I.C. 6-1.1-12.1, to wit:

Attached hereto as "Exhibit A" as if a part herein; and

WHEREAS, said project will create 20 full-time, permanent jobs and one part-time, permanent job for a total additional payroll of \$598,595, with the average new annual job salary being \$28,504 and retain 101 full-time, permanent jobs and eight part-time, permanent jobs for a current annual payroll of \$3,107,000, with the average current annual job salary being \$28,504; and

WHEREAS, the total estimated project cost is \$750,000; and

WHEREAS, recommendations have been received from the Committee on Finance and the Department of Economic Development concerning said Resolution; and

WHEREAS, notice of the adoption and substance of said Resolution has been published in accordance with I.C. 6-1.1-12.1-2.5 and I.C. 5-3-1 and a public hearing has been conducted on said Resolution; and

1 **WHEREAS**, if said Resolution involves an area that has already been designated an
2 allocation area under I.C. 36-7-14-39, The Fort Wayne Redevelopment Commission has
3 adopted a Resolution approving the designation.

4 **NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF**
5 **THE CITY OF FORT WAYNE, INDIANA:**

6 **SECTION 1.** That, the Resolution previously designating the above described property
7 as an "Economic Revitalization Area" is confirmed in all respects.

8 **SECTION 2.** That, the hereinabove described property is hereby declared an
9 "Economic Revitalization Area" pursuant to I.C. 6-1.1-12.1, said designation to begin on the
10 effective date of this Resolution and shall terminate on March 1, 1998.

11 **SECTION 3.** That, said designation of the hereinabove described property as an
12 "Economic Revitalization Area" shall apply to a deduction of the assessed value of personal
13 property for new manufacturing equipment.
14

15 **SECTION 4.** That, the estimate of the number of individuals that will be employed or
16 whose employment will be retained and the estimate of the annual salaries of those individuals
17 and the estimate of the value of the new manufacturing equipment, all contained in Petitioner's
18 Statement of Benefits are reasonable and are benefits that can be reasonably expected to result
19 from the proposed described installation of the new manufacturing equipment.
20

21 **SECTION 5.** The current year approximate tax rates for taxing units within the City
22 would be:
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24 (a) If the proposed new manufacturing equipment is not installed, the approximate
25 current year tax rates for this site would be \$8.7396/\$100.
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1 (b) If the proposed new manufacturing equipment is installed and no deduction is
2 granted, the approximate current year tax rate for the site would be \$8.7396/\$100
3 (the change would be negligible).

4 (c) If the proposed new manufacturing equipment is installed, and a deduction
5 percentage of eighty percent (80%) is assumed, the approximate current year tax
6 rate for the site would be \$8.7396/\$100 (the change would be negligible).

7 **SECTION 6.** Pursuant to I.C. 6-1.1-12.1, it is hereby determined that the deduction
8 from the assessed value of the new manufacturing equipment shall be for a period of five
9 years.
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11 **SECTION 7.** The benefits described in the Petitioner's Statement of Benefits can be
12 reasonably expected to result from the project and are sufficient to justify the applicable
13 deductions.

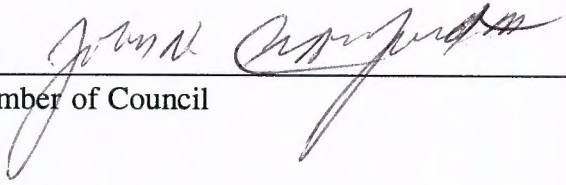
14 **SECTION 8.** For new manufacturing equipment, a deduction application must contain
15 a performance report showing the extent to which there has been compliance with the
16 Statement of Benefits form approved by the Fort Wayne Common Council at the time of filing.
17 This report must be submitted to the Allen County Auditor's Office, and the City of Fort
18 Wayne's Department of Economic Development and must be included with the deduction
19 application. For subsequent years, the performance report must be updated and submitted
20 along with the deduction application at the time of filing.
21
22

23 **SECTION 9.** The performance report must contain the following information

- 24 A. The cost and description of real property improvements and/or new
25 manufacturing equipment acquired.
26 B. The number of employees hired through the end of the preceding calendar year as a
27 result of the deduction.
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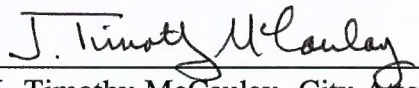
- 1 C. The total salaries of the employees hired through the end of the preceding calendar
2 year as a result of the deduction.
3 D. The total number of employees employed at the facility receiving the deduction.
4 E. The total assessed value of the real and/or personal property deductions.
5 F. The tax savings resulting from the real and/or personal property being abated.

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8 **SECTION 10.** That, this Resolution shall be in full force and effect from and after its
9 passage and any and all necessary approval by the Mayor.

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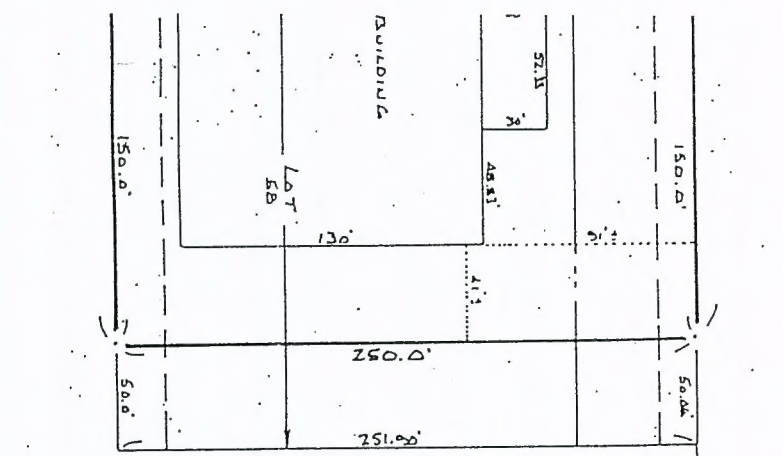
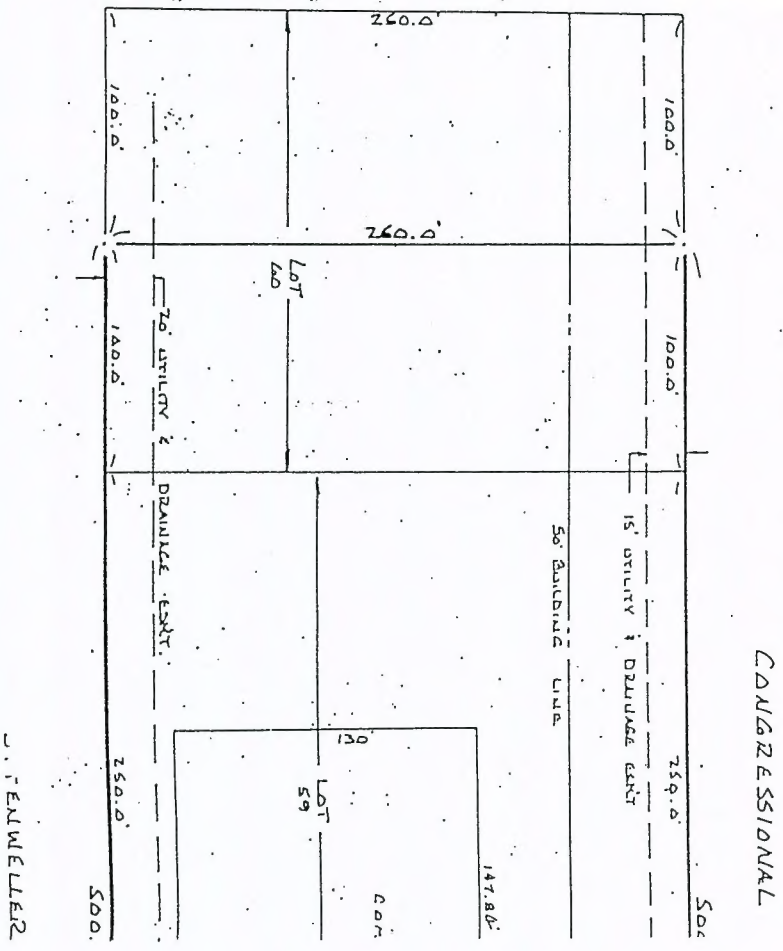
Member of Council

APPROVED AS TO FORM A LEGALITY

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J. Timothy McCaulay, City Attorney

EXHIBIT A



CERTIFIED TO BE A S SURVEY
 MAY 25, 1990
 JOEL A. HOEHM
 REGISTERED
 LAND SURVEYOR
 STATE OF INDIANA
 No. 87-00002
 JOEL A. HOEHM
 7416

EXHIBIT A

LEGAL DESCRIPTION: LOT NUMBER 59 AND LOT NUMBER 58 EXCEPT THE EAST 50 FEET THEREOF, AND THE EAST 100 FEET OF LOT NUMBER 60, CONGRESSIONAL INDUSTRIAL PARK, SECTION II.

FLOOD STATEMENT:

THE "FLOOD INSURANCE RATE MAP" FOR THE CITY OF FORT WAYNE, INDIANA, COMMUNITY PANEL NUMBER 180003 0015B, APRIL 3, 1985, INDICATES THE ABOVE DESCRIBED REAL ESTATE LIES IN ZONE C.

I HEREBY CERTIFY THAT THIS PLAT OF SURVEY WAS MADE UNDER MY SUPERVISION AS SHOWN, IS CORRECT TO THE BEST OF MY KNOWLEDGE AND INFORMATION, AND WAS COMPLETED ON NOVEMBER 6, 1984

REVISED MAY 25, 1990 TO SHOW ADDITION TO EXISTING BUILDING. NO MONUMENTS SET OR RECOVERED THIS DATE.

Joel A. Hoehn



Read the first time in full and on motion by Crawford and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on Tuesday, the 26th day of November, 1996, at 5:30 o'clock P.M., E.S.T.

DATED: 11-12-96

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Crawford and duly adopted, placed on its passage. PASSED LOST by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT:
TOTAL VOTES	<u>9</u>			
BENDER	<u>✓</u>			
CRAWFORD	<u>✓</u>			
EDMONDS	<u>✓</u>			
HALL	<u>✓</u>			
HAYHURST	<u>✓</u>			
HENRY	<u>✓</u>			
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT	<u>✓</u>			

DATED: 11-26-96

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. 79-96 on the 26th day of November, 1996

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

DDS
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 27th day of November, 1996, at the hour of 3:00 o'clock P.M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 22 day of December, 1996, at the hour of 3:45 o'clock P.M., E.S.T.

PAUL HEIMKE
PAUL HEIMKE, MAYOR

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE Confirming Resolution

DEPARTMENT REQUESTING ORDINANCE Department of Economic Development

SYNOPSIS OF ORDINANCE This is to confirm the approval of an Economic Revitalization Area for Ottenweller Company, Inc. for personal property improvements in the amount of \$750,000. In order to expand, Ottenweller Company, Inc. will purchase manufacturing equipment.

EFFECT OF PASSAGE Creation of 21 new jobs with benefits and the retention of 109 current jobs. Tax savings will be used to pay for new employee training and additional customer development.

EFFECT OF NON-PASSAGE Loss of 21 new jobs and tax revenue.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) No public expenditures involved.

ASSIGNED TO COMMITTEE (PRESIDENT) Tom Henry

BILL NO. R-96-11-20

REPORT OF THE COMMITTEE ON
FINANCE
THOMAS C. HENRY - JOHN N. CRAWFORD - CO-CHAIR
ALL COUNCIL MEMBERS

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN (~~ORDINANCE~~) ~~XXXXXXX~~ (RESOLUTION) confirming resolution
"Economic Revitalization Area" 3011 Congressional Parkway - (Ottenweller
Company, Inc.)

HAVE HAD SAID (~~ORDINANCE~~) ~~XXXXXX~~ (RESOLUTION) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(~~ORDINANCE~~) ~~XXXXXX~~ (RESOLUTION)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

<u><i>John N. Crawford</i></u>	_____	_____	_____
<u><i>Thomas C. Henry</i></u>	_____	_____	_____
<u><i>John N. Crawford</i></u>	_____	_____	_____
<u><i>Thomas C. Henry</i></u>	_____	_____	_____
<u><i>John N. Crawford</i></u>	_____	_____	_____
<u><i>Thomas C. Henry</i></u>	_____	_____	_____
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<u><i>Thomas C. Henry</i></u>	_____	_____	_____
<u><i>John N. Crawford</i></u>	_____	_____	_____
<u><i>Thomas C. Henry</i></u>	_____	_____	_____

DATED: 11-26-96

Sandra E. Kennedy
City Clerk



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1221

SANDRA E. KENNEDY, CITY CLERK

November 13, 1996

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of November 16, 1996, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

R-96-11-09 & R-96-11-10
R-96-11-11 & R-96-11-12
R-96-11-13 & R-96-11-14
R-96-11-15 & R-96-11-16
R-96-11-17 & R-96-11-18
R-96-11-19 & R-96-11-20

Economic Revitalization Area

Please send us 3 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1

NOTICE OF PUBLIC HEARING
FORT WAYNE
COMMON COUNCIL

(RESOLUTIONS NO. R-96-11-19 AND R-96-11-20)

NOTICE IS HEREBY GIVEN THAT THE COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA, APPROVED A RESOLUTION ON 11-12-96,
DATE
DESIGNATING PROPERTY AT 3011 Congressional Parkway, Fort Wayne,
Indiana 46808 (Ottenweller Company, Inc.)

AN ECONOMIC REVITALIZATION AREA. A DESCRIPTION OF THE AFFECTED
AREA CAN BE INSPECTED IN THE COUNTY ASSESSOR'S OFFICE.

COMMON COUNCIL WILL CONDUCT A PUBLIC HEARING ON WHETHER
THE ABOVE DESCRIBED RESOLUTION SHOULD BE CONFIRMED, MODIFIED AND
CONFIRMED OR RESCINDED ON Tuesday, November 26, 1996, at 5:30 o'clock
DATE, TIME & PLACE

P.M.

IF CONFIRMED, SAID DESIGNATING SHALL CONTINUE FOR ONE (1)
YEAR AFTER CONFIRMATION.

ALL INTEREST PERSONS ARE INVITED TO ATTEND AND BE HEARD
AT THE PUBLIC HEARING.

"REASONABLE ACCOMMODATIONS" FOR PERSONS WITH A KNOWN
DISABLING CONDITION WILL BE CONSIDERED IN ACCORDANCE WITH STATE AND
FEDERAL LAW. ANY PERSON NEEDING A "REASONABLE ACCOMMODATION"
SHOULD NOTIFY PUBLIC INFORMATION OFFICE (219)427-1120, TTY
(219)427-1200, AT LEAST SEVENTY-TWO (72) HOURS PRIOR TO THE
MEETING.

SANDRA E. KENNEDY
CITY CLERK

FW COMMON COUNCIL
(Governmental Unit)

To:

The News-Sentinel

Dr.

P.O. Box 100

Fort Wayne, IN

ALLEN County, Indiana

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

43 lines, 1 columns wide equals 43 equivalent lines
at .346 cents per line

\$ 14.88

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 15.88

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: NOV 16, 19 96

Title: Julie L. Smith Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned JULIE L. SMITH who, being duly sworn, says that he/ she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows:

11-16-96

Subscribed and sworn to before me this 16th day of NOV, 19 96.

Notary Public

MARY L. SCHNEIDER

NOTARY PUBLIC STATE OF INDIANA

ALLEN COUNTY

MY COMMISSION EXP JUNE 14, 1997

NOTICE OF PUBLIC HEARING
FORT WAYNE
COMMON COUNCIL

RESOLUTIONS NO. R-96-11-19 AND R-96-11-20

Notice is hereby given that the Common Council of the City of Fort Wayne, Indiana, approved a resolution on 11-12-96, designating property at 3011 Congressional Parkway, Fort Wayne, Indiana 46808 (Tittenweller Company, Inc.)

an Economic Revitalization area. A description of the affected area can be inspected in the county assessor's office.

The Common Council will conduct a public hearing on whether the above described resolution should be confirmed, modified and confirmed or rescinded on Tuesday, November 26, 1996, at 5:30 o'clock P.M., in the Common Council Conference Room 128, City-County Building, 1st Floor, One Main Street, Fort Wayne, Indiana

If confirmed, said designating shall continue for one (1) year after confirmation.

All interested persons are invited to attend and be heard at the public hearing.

"REASONABLE ACCOMMODATIONS" FOR PERSONS WITH A KNOWN DISABLING CONDITION WILL BE CONSIDERED IN ACCORDANCE WITH THE STATE AND FEDERAL LAW. ANY PERSON NEEDING A "REASONABLE ACCOMMODATION" SHOULD NOTIFY PUBLIC INFORMATION OFFICE (219) 427-1120, TTY (219) 427-1200. AT LEAST SEVENTY-TWO (72) HOURS PRIOR TO THE MEETING.

SANDRA E. KENNEDY
CITY CLERK
#313761

11-16

FW COMMON COUNCIL
(Governmental Unit)To: The Journal-Gazette Dr.
P.O. Box 100
Fort Wayne, IN

ALLEN County, Indiana

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

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Total number of lines in notice

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at .346 cents per line

\$ 14.86

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 15.86

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: NOV 16, 19 96

Title: Julie L Smith Clerk

PUBLISHER'S AFFIDAVIT

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COMMON COUNCIL

(RESOLUTIONS NO. R-96-11-19 AND R-96-11-20)

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SANDRA E. KENNEDY
CITY CLERK
#313761

11-16

State of Indiana)
) ss:
Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned JULIE L SMITH who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows:

11-16-96

Subscribed and sworn to before me this 16th day of NOV, 19 96.

Julie L Smith
Mary L Schneider
Notary PublicMy commission expires: MARY L SCHNEIDER
NOTARY PUBLIC STATE OF INDIANA
ALLEN COUNTY
MY COMMISSION EXP JUNE 14, 1997